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8 UNITED STATES DISTRICT COURT  
9 WESTERN DISTRICT OF WASHINGTON  
10 AT TACOMA

11 VINCENT A. GAMBOA,

12 Petitioner,

13 v.

14 UNITED STATES OF AMERICA,

15 Respondent.

CASE NO. 93-cr-2090 RJB

ORDER TRANSFERRING  
PETITION

16 This matter comes before the Court on Petitioner Vincent A. Gamboa's *pro se* Motion to  
17 Reduce Sentence pursuant to 18 U.S.C. § 3582(c)(2) (Dkt. 252).

18 In Petitioner's pleading, he contends that he is eligible for a retroactive sentence  
19 reduction.

20 A fair reading of the motion is that Petitioner is requesting that the Court vacate, set aside  
21 or correct his sentence, pursuant to 28 U.S.C. § 2255. Petitioner has filed several other similar  
22 motions and petitions. *See e.g.* Dkt. 187, 198, 231 234, 237, 247; See also filed in *Gamboa v.*  
23 *U.S.*, Western District of Washington case numbers 13-5889 and 13-6097. Accordingly, this is a  
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1 second or successive § 2255 petition. This motion should be transferred to the U.S. Court of  
2 Appeals for the Ninth Circuit as a second or successive petition.

3 Accordingly, this motion is **TRANSFERRED** to the U.S. Court of Appeals for the Ninth  
4 Circuit as a second or successive petition.

5 The Clerk is directed to send uncertified copies of this Order to all counsel of record and  
6 to any party appearing *pro se* at said party's last known address.

7 Dated this 20<sup>th</sup> day of August, 2018.

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10 ROBERT J. BRYAN  
11 United States District Judge  
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